

Attorney Docket No. 40015630-0003



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of
Jeffrey O. Phillips

) Group Art Unit: 1625
)
) Examiner: J. Fan

Application No. 09/481,207

)
)
)

Filed: January 11, 2000

)
)

For: Novel Substituted Benzimidazole Dosage
Forms And Method Of Using Same

BOX NON-FEE AMENDMENT
Assistant Commissioner For Patents
Washington, D.C. 20231

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A handwritten signature in black ink, appearing to read "Roxanne M. Walker", is written over the rectangular box containing the postal deposit certification.

SUPPLEMENTAL RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

This response is submitted to supplement Applicant's previous response to the Office Action mailed June 27, 2000, and in response to the Examiner's recent request to elect a single disclosed species of proton pump inhibitor.

REMARKS

Claims 1-15 are pending in the above-identified application. Applicant respectfully traverses the restriction requirement that one PPI be elected for the reasons stated in Applicant's response dated September 27, 2000. Nevertheless, to advance prosecution, applicant provisionally elects omeprazole, with traverse.

As to the Examiner's question about the "provisos" in claim 1 and claim 7, the Examiner's attention is directed to the references discussed on pages 17-22 of the present specification.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jeffrey O. Phillips, et. al.

Serial No.: 09/481,207

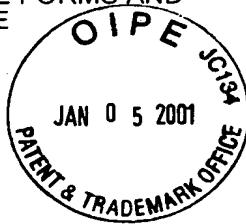
Filed: January 11, 2000

For: NOVEL SUBSTITUTED
BENZIMIDAZOLE DOSAGE FORMS AND
METHOD OF USING SAME

Group Art Unit: 1625

Examiner: J. Fan

Date: January 2, 2001



Certificate of Mailing (37 CFR 1.8(a))

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TRANSMITTAL LETTER

BOX NON-FEE AMENDMENT
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Enclosed herewith is a Supplemental Response to Restriction Response of Jeffrey O. Phillips, et. al. in the above-identified patent application entitled NOVEL SUBSTITUTED BENZIMIDAZOLE DOSAGE FORMS AND METHOD OF USING SAME.

Also enclosed are:

Return Receipt Postcard

The Commissioner is hereby authorized to charge any additional fees required, as well as any patent application processing fees associated with this communication for which full payment has not been tendered, to Deposit Account No. 19-3140 A duplicate copy of this sheet is enclosed.

Respectfully submitted,

SONNENSCHEIN NATH & ROSENTHAL

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